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# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil Gas and Mining

JOHN R. BAZA  
Division Director

May 31, 2007

Kenneth S. Fleck, Manager of Geology and Environmental Affairs  
Energy West Mining Company  
P.O. Box 310  
Huntington, Utah 84528

Subject: Reduce Permit Area Boundary, PacifiCorp, Des Bee Dove Mine, C/015/0017, Task ID #2795

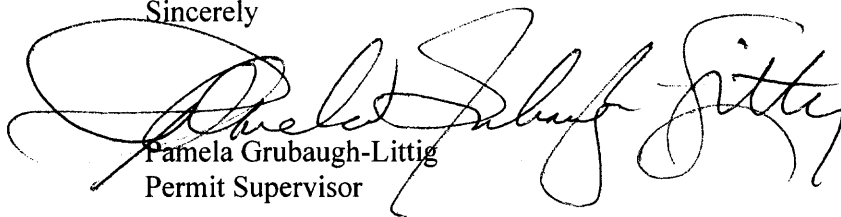
Dear Mr. Fleck:

The Division has reviewed your application to reduce the Des Bee Dove permit area. The Division has determined that there are some deficiencies that must be addressed before a determination can be made that the requirements of the R645 Coal Mining Rules have been met, and an approval can be granted. Those deficiencies are listed as an attachment to this letter.

Each deficiency identifies its author by that author's initials in parentheses, such that your staff can directly communicate with that individual should any questions arise to a particular deficiency.

Please respond to these deficiencies as soon as possible, but by no later than July 20, 2007, such that we may efficiently process your application.

Sincerely



Pamela Grubaugh-Littig  
Permit Supervisor

an  
Attachment  
O:\015017.DBD\FINAL\WG2795\revisedDeficiencies2795.doc

**Deficiency List**  
**Task ID # 2795**

The members of the review team include the following individuals:

Wayne H. Western [whw], Priscilla Burton [PWB]

**R645-301-121.200**, The Permittee must update all maps in the MRP that show the permit boundaries. Maps that show the permit boundary but were not included in the amendment include but are not limited to: 1-3, B.C. Seam, 2-12 Vegetation Map, 1-4 Hiawatha Seam and 1-5 Disturbed Area. The Permittee may want to consult with various Division staff members so determine which maps still need to have permit boundaries. [whw]

**R645-301-112.220**, Page 1-3 of the Legal Financial Volume was apparently revised to show a change of address for the Applicant, but a superceded page was used as the template. Thus, inadvertently, Douglas Johnson is being returned to resident agent status. Revised page 1-3 of the General Contents for the Legal Financial Volume should state that Kenneth Fleck is the registered agent for Energy West. (This change was incorporated in February 2007.) [PWB]

**R645-301-121.200**, Information in the Division files indicates that 2.52 acres associated with the pumphouse site and the reclaimed haul road. Received Phase III bond release on April 5, 2007. However, Note 1 of the revised Disturbed Area Reconciliation Table (Appendix G) states, "Originally the Phase 2 Reclamation Area contained 23.3 total disturbed acres. On 4/5/07 Division of Oil, Gas, and Mining approved Phase III Bond Release on all acres of disturbed land within this area." The Permittee appears to indicate that 23.3 disturbed acres received Phase III bond release. Note 2 of the same table appears to state that only 0.9 acres received bond release at the pumphouse area. Both statements are incorrect. The Permittee must more clearly state that 2.52 acres associated with the pumphouse site and the reclaimed haul road received bond release on April 5, 2007. •The legal description for the Des Bee Dove permit area in Appendix G has been inadvertently cut short by the table formatting, please revise to include the full legal description for Section 26. [PW]